

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed July 20, 2004. At the time of the Office Action, Claims 1-20 were pending in this Application. Claims 1-20 were rejected based on U.S. Patent 6,722,287. Claims 14 has been cancelled without prejudice or disclaimer. Applicants respectfully request reconsideration and favorable action in this case.

Double Patenting Rejection

Claims 1-15 were rejected by the Examiner under 35 U.S.C. 101 as claiming the same invention as that of Claims 1-4, 8-15, and 19-21 of parent U.S. Patent 6,722,287 issued to Allen E. Norton et al., assigned to TRN Business Trust (the “‘287 Patent”).

The Examiner stated that Claims 1-15 were rejected for “same invention” double patenting based on Claims 1-4, 8-15 and 19-21 of prior U.S. Patent 6,722,287. As discussed with Examiner McCarry during a telephone conference, U.S. Patent 6,722,287 contains only Claims 1-6. Claim 1 of the ‘287 calls for various features such as “each hanger assembly having a first support and a second support with a flexible cable assembly ...” Claim 4 of the ‘287 calls for various features such as “a hanger assembly ... a first support and a second support with a cable assembly ... a third support disposed between the first support and the second support ...”

Applicants respectfully submit that Claims 1-13 and 15 do not include the term hanger assembly or cable as referenced in Claim 1-6 of the ‘287 Patent.

Applicants Claims 1-13 and 15 are not drawn to identical subject matter as defined in the Claim 1-6 of the ‘287 Patent.

Applicants submit that Claims 1 and 13 as amended are not the same as or identical to claims in the ‘287 Patent.

Claims 16-20 were rejected under the judicially created double patenting doctrine of obviousness-type double patenting as being unpatentable over Claims 1-3, 8, 10, 12, 15, 19 and 21 of the ‘287 Patent. Applicants note that the ‘287 Patent contains only Claims 1-6. A

Terminal Disclaimer filed in compliance with 37 C.F.R. 1.32(b) and Statement Under 37 DFR 3.73(b) is attached hereto with appropriate filing fee.

Applicants request withdrawal of all rejections and allowances of Claims 1-13 and 16-20.

CONCLUSION

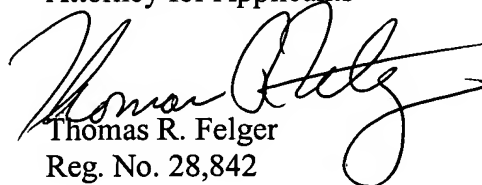
Applicants have now made an earnest effort to place this case in condition for allowance in light of the amendments and remarks set forth above. Applicants respectfully request reconsideration of Claims 1-13 and 16-20 as originally filed.

Applicants enclose the \$110.00 for the Terminal Disclaimer. Applicants believe there are no additional fees due at this time, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P. in order to effectuate this filing.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicants' attorney at 512.322.2599.

Respectfully submitted,

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Date:

7 SEPT 2004

Attachments: Terminal Disclaimer with a Statement from Assignee, along with a check in the amount of \$110.00 for the filing fee